

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA
3

4 United States of America,
5 Plaintiff
6 v.
7 Antwan Fortenberry,
8 Defendant
9

2:14-cr-0387-JAD-NJK
Order Denying Pending Motions
[ECF Nos. 142, 148, 149]

10 On March 16, 2017, Fortenberry filed a notice of appeal. He then filed two motions for leave
11 to proceed *in forma pauperis* and a motion for appointment of counsel on appeal. Fortenberry has
12 now paid the filing fee,¹ so his requests for IFP status are moot, and this court lost jurisdiction to
13 entertain his request for IFP status and appointment of counsel when Fortenberry filed the notice of
14 appeal.² Fortenberry's request for counsel should be directed to the Ninth Circuit.

15 Accordingly, IT IS HEREBY ORDERED that Fortenberry's motions for leave to proceed *in*
16 *forma pauperis* [ECF Nos. 142, 149] are DENIED as moot, and his motion for appointment of
17 counsel [ECF No. 148] is DENIED without prejudice to his ability to seek this relief from the
18 Circuit Court.

19 Dated April 12, 2017.

20 
21 Jennifer A. Dorsey
22 United States District Judge
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24
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26
27 ¹ ECF No. 146.

28 ² See Special Order No. 86 ("At the time the notice of appeal is filed, the district court loses jurisdiction to enter orders appointing, substituting or allowing the withdrawal of counsel"); Circuit Rule 4-1.